

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

WALTER GRABLE,

Plaintiff,

v.

SERGIO PINEDA,

Defendant.

Case No. 1:25-cv-00720-HBK (PC)

ORDER GRANTING PLAINTIFF'S MOTION
TO PROCEED *IN FORMA PAUPERIS*

(Doc. No. 2)

ORDER DIRECTING PAYMENT
OF INMATE FILING FEE BY THE
TULARE COUNTY SHERIFF

ORDER DISREGARDING PLAINTIFF'S
MOTIONS AS MOOT

(Doc. No. 7, 8)

Plaintiff Walter Grable initiated this action by filing a pro se civil rights complaint under 42 U.S.C. § 1983 on June 12, 2025 while detained in the Bob Wiley Detention Facility. (Doc. No. 1). Plaintiff concurrently moved to proceed *in forma pauperis* under 28 U.S.C. § 1915. (Doc. No. 2). The Court previously had directed Plaintiff to submit a six-month accounting in order that the Court could determine whether Plaintiff was required to pay an initial filing fee. (Doc. No. 4). In response, Plaintiff filed two motions: a motion for a court order directing the Bob Wiley Detention Facility to provide the six-month statement; and a motion for extension of time to provide the six-month statement. (Doc. Nos. 7, 8). Given Plaintiff's apparent difficulties in obtaining the six-month statement, the Court reconsiders Plaintiff's initial application and finds he has made the

1 showing required by § 1915(a) to proceed *in forma pauperis* but remains obligated to pay the full
2 statutory filing fee of \$350.00 for this action. 28 U.S.C. § 1915(b)(1). Plaintiff must make monthly
3 payments in the amount of twenty percent (20%) of the preceding month's income credited to
4 Plaintiff's trust account. 28 U.S.C. § 1915(b)(2). The Tulare County Sheriff is required to send to
5 the Clerk of the Court payments from plaintiff's account each time the amount in the account
6 exceeds \$10.00, until the statutory filing fee is paid in full. *Id.*

7 According, it is **ORDERED**:

- 8 1. Plaintiff's application to proceed *in forma pauperis* (Doc. No. 2) is **GRANTED but the**
9 **Court assesses the \$350.00 filing fee.**
- 10 2. **Pursuant to 28 U.S.C. § 1915 (b)(1), the Tulare County Sheriff or his designee shall**
11 **make monthly payments in an amount equal to twenty percent (20%) of the preceding**
12 **month's income credited to the Plaintiff's trust account each time the amount in the**
13 **account exceeds \$10.00, in accordance with 28 U.S.C. § 1915(b)(2), until a total of**
14 **\$350.00 has been collected and forwarded to the Clerk of the Court.** The payments
15 shall be clearly identified by the name and number assigned to this action.
- 16 3. The Clerk of the Court is directed to serve a copy of this Order and a copy of Plaintiff's *in*
17 *forma pauperis* application (Doc. No. 2) on the Tulare County Sheriff located at 36714
18 Road 112, Visalia, CA 93291.
- 19 4. The Clerk of the Court is directed to serve a copy of this Order on the Financial Department,
20 U.S. District Court, Eastern District of California, Sacramento Division.
- 21 5. Plaintiff's motion for court order (Doc. No. 7) and motion for extension of time (Doc. No.
22 8) are DISREGARDED as moot.

23
24 Dated: August 5, 2025


HELENA M. BARCH-KUCHTA
UNITED STATES MAGISTRATE JUDGE